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UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND  
NORTHERN DIVISION

KAREN SMILEY, on behalf of herself and all  
others similarly situated,

Plaintiff,

v.

ARIZONA BEVERAGES USA LLC,

Defendant.

Civil Action No. 1:23-cv-01107-ELH

**DEFENDANT'S CONSENT MOTION FOR EXTENSION OF TIME**  
**TO RESPOND TO FIRST AMENDED COMPLAINT**

Pursuant to Fed. R. Civ. P. 6(b)(1)(A) and Local Rule 105(9), defendant, Arizona Beverages USA LLC ("Defendant"), respectfully moves the Court for an order granting Defendant an extension of time to an including September 25, 2023, to file its response to plaintiff's first amended complaint ("FAC") in this action. The FAC was filed on August 11, 2023. Defendant's current response deadline is August 25, 2023.

Good cause exists to grant this motion. Defendant requires additional time to review, to analyze, and to respond to the Plaintiff's 109-paragraph FAC that contains claims for a putative

state-wide and nationwide class action based on allegations of violations of the Maryland Consumer Protection Act and unjust enrichment. Additionally, the requested extension will not unreasonably delay the progress of this lawsuit, as the Court has not yet entered any scheduling order.

Plaintiff's counsel has stated his consent to the relief requested in the motion.

Respectfully submitted,

Dated: August 16, 2023

By: /s/ Charles E. Leasure III  
CHARLES E. LEASURE III

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*Attorneys for Defendant,  
Arizona Beverages USA LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 16, 2023, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send electronic notification of such filing to the following:

Steffan T. Keeton, Esq.  
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(Via email to: [stkeeton@keetonfirm.com](mailto:stkeeton@keetonfirm.com))

Attorneys for Plaintiff, Karen Smiley

Dated: August 16, 2023

/s/ Charles E. Leasure III  
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